

Via Facsimile to Number 703-872-9306

9D-DW-19349
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Barry et al.	:	
	:	Art Unit: 3727
Serial No.: 09/748,804	:	
	:	Examiner: Moy, Joseph Man
Filed: December 27, 2000	:	
	:	
For: DISHWASHER SILVERWARE	:	
BASKET WITH SWIVEL	:	
HANDLE	:	

AMENDMENT

Mail Stop NON-FEE AMENDMENT
Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-145

Sir:

In response to the Office Action dated April 13, 2004, please amend the above-identified patent application as follows.

ARMSTRONG TEASDALE LLP

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**CERTIFICATE OF FACSIMILE TRANSMISSION TO THE
UNITED STATES PATENT AND TRADEMARK OFFICE**

DATE: June 2, 2004

TO: Examiner: Joseph Man Moy : **RE:** U.S. Patent Application
Art Unit: 3727 : **Serial No.:** 09/748,804
Fax: 703-872-9306 : **Applicant:** Barry et al.
From: Rozell Williams, Jr. : **Atty. Dkt. No.:** 9D-DW-19349

DOCUMENTS SUBMITTED WITH TRANSMISSION:

- *Amendment in Response to the Office Action dated April 3, 2004 (23 pgs.);*
- *Amendment Transmittal (3 pages)*
- *Certificate of Facsimile Transmission (1 page)*

Total pages including cover page: 27

If all pages are not received, please contact: Laura Davis at Ext. 7447

RE: The above referenced U.S. Patent Application
Title: DISHWASHER SILVERWARE BASKET WITH SWIVEL HANDLE
Filed: December 27, 2000
AT File No. 13307-95

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that these papers are being facsimile transmitted to the U.S. Patent and Trademark Office,
Facsimile Number 703-872-9306 on the date shown above.



Rozell Williams, Jr., Reg. No.: 44,403

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JUN 02 2004

Attorney Docket No.: 9D-DW-19349

OFFICIAL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Barry et al. :
Serial No.: 09/748,804 : Group No.: 3727
Filed: December 27, 2000 : Examiner: Moy, Joseph Man
For: DISHWASHER :
SILVERWARE BASKET :
WITH SWIVEL HANDLE :

Mail Stop: NON-FEE AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

1. Transmitted herewith is:
 - Amendment Transmittal (3 pgs.)
 - Amendment in Response to Office Action dated April 13, 2004 (23 pgs.);
 - Certificate of Facsimile Transmission (1 page)

STATUS

2. Applicant
 - ☐ claims small entity status.
 - ☒ is other than a small entity.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8a)

I hereby certify that this correspondence is, on the date shown below, being:

MAILING
___ deposited with the United States Postal Service with sufficient postage as Express Mail, in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231 Express Mail No.: EV US

Date: June 2, 2004

FACSIMILE
✓ transmitted by facsimile to the Patent and Trademark Office to number 703-872-9306.

Rozell Williams, Jr.
Rozell Williams, Jr.
Reg No. 44,403

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

(complete (a) or (b), as applicable)

- (a) _____ Applicant petitions for an extension of time under 37 C.F.R. 1.136
(Fees: 37 C.F.R. 1.17(a)-(d) for the total number of months checked below:)

Extension for response within:	Other than small entity Fee	Small entity Fee (if applicable)
_____ first month	\$ 110.00	\$ 55.00
_____ second month	\$ 400.00	\$ 200.00
_____ third month	\$ 920.00	\$ 460.00
_____ fourth month	\$1,440.00	\$ 720.00
_____ fifth month	\$1,960.00	\$ 980.00

Fee: \$ _____

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

_____ An extension of _____ months has already been secured. The fee paid therefor \$ _____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$.

OR

- (b) ☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY	OR	OTHER THAN SMALL ENTITY
CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR		PRESENT EXTRA	ADDITIONAL RATE FEE		ADDITIONAL RATE FEE
TOTAL		MINUS		=0	x \$9 = \$		x \$18 = \$
INDEP.		MINUS		=0	x \$42 = \$		x \$84 = \$
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+ \$130 = \$		+ \$280 = \$
					TOTAL ADDITIONAL FEE \$	OR	TOTAL ADDITIONAL FEE \$

- (a) ☒ No additional fee for Claims is required

OR

- (b) ☐ Total additional fee for claims required \$ _____

FEE PAYMENT

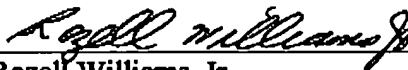
5. ☐ Attached is a check in the sum of \$ _____
☐ Charge Deposit Account No. 01-2384 the sum of \$ _____.
 A duplicate of this transmittal is attached.

FEE DEFICIENCY

6. ☒ If any additional extension and/or fee is required, charge Deposit Account No. 01-2384.

AND/OR

- ☒ If any additional fee for claims is required, charge Deposit Account No. 01-2384.
7. ☐ Other:


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 314/621-5070